

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:19-cv-01253-DLF**

DOE v. BENOIT et al
Assigned to: Judge Dabney L. Friedrich
Demand: \$2,850,000
Cause: 05:552 Freedom of Information Act

Date Filed: 04/30/2019
Jury Demand: Plaintiff
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

J. Q. DOE

represented by **Gerald L. Gilliard**
THE LAW OFFICE OF GERALD L.
GILLIARD, ESQ., LLC
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kelly Brian McClanahan
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TERMINATED: 09/30/2019
ATTORNEY TO BE NOTICED

V.

Defendant

ANDREA LYNNE BENOIT
in her personal capacity
TERMINATED: 09/19/2019

represented by **William Mark Nebeker**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

JOHN DOE
Nos. 1 – 10, in their personal capacities
TERMINATED: 09/19/2019

Defendant

**DEFENSE CONTRACT
MANAGEMENT AGENCY**
TERMINATED: 09/19/2019

represented by **William Mark Nebeker**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**UNITED STATES DEPARTMENT
OF DEFENSE**

represented by **William Mark Nebeker**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**DAVID H. LEWIS**

*Vice Admiral, in his official capacity as
 Director of the Defense Contract
 Management Agency
 TERMINATED: 09/19/2019*

represented by **William Mark Nebeker**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**PATRICK SHANAHAN**

*in his official Capacity as Acting
 Secretary of Defense
 TERMINATED: 09/19/2019*

represented by **William Mark Nebeker**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/30/2019	<u>1</u>	COMPLAINT against ANDREA LYNNE BENOIT, DEFENSE CONTRACT MANAGEMENT AGENCY, JOHN DOE, DAVID H. LEWIS, PATRICK SHANAHAN, UNITED STATES DEPARTMENT OF DEFENSE (Filing fee \$ 400, receipt number 4616097810) with Jury Demand filed by J. Q. DOE. (Attachment: # <u>1</u> Civil Cover Sheet) (tth); Modified – Sealed at the request of counsel on 5/8/2019 (ztth). (Entered: 05/01/2019)
04/30/2019	<u>2</u>	SEALED MOTION filed by J. Q. DOE. (This document is SEALED and only available to authorized persons.) (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Text of Proposed Order) (ztth) (Entered: 05/01/2019)
04/30/2019	<u>3</u>	SEALED DOCUMENT (Reference List) filed by J. Q. DOE. (This document is SEALED and only available to authorized persons.) (ztth) (Entered: 05/01/2019)
04/30/2019	<u>4</u>	MEMORANDUM AND ORDER granting <u>2</u> Sealed Motion. Signed by Chief Judge Beryl A. Howell on 4/30/2019. (tth) (Entered: 05/01/2019)
04/30/2019	<u>5</u>	SEALED DOCUMENT filed by J. Q. DOE. "FILE UNDER SEAL" by Chief Judge Beryl A. Howell on 4/29/2019. (This document is SEALED and only available to authorized persons.) (ztth) (Entered: 05/01/2019)
04/30/2019	<u>6</u>	SEALED DOCUMENT (Complaint) filed by J. Q. DOE. re <u>1</u> Complaint, filed by J. Q. DOE. (This document is SEALED and only available to authorized persons.) (ztth) (Entered: 05/01/2019)
05/01/2019	<u>7</u>	SUMMONS (7) Issued Electronically as to ANDREA LYNNE BENOIT, DEFENSE CONTRACT MANAGEMENT AGENCY, DAVID H. LEWIS, PATRICK SHANAHAN, UNITED STATES DEPARTMENT OF DEFENSE, U.S. Attorney and U.S. Attorney General. (Attachment: # <u>1</u> Notice and Consent) (ztth) (Entered: 05/01/2019)
05/08/2019	<u>8</u>	MOTION To Seal re <u>1</u> Complaint, by J. Q. DOE (Attachments: # <u>1</u> Text of Proposed Order)(Gilliard, Gerald); Modified event on 5/9/2019 (tth). (Entered: 05/08/2019)
05/08/2019	<u>9</u>	ERRATA by J. Q. DOE <u>1</u> Complaint, filed by J. Q. DOE. (Attachments: # <u>1</u> Exhibit A)(Gilliard, Gerald) (Entered: 05/08/2019)
05/08/2019		MINUTE ORDER granting the plaintiff's <u>8</u> Motion to Seal the Complaint. Accordingly, it is ORDERED that the plaintiff's <u>1</u> Complaint shall be maintained under seal. Signed by Judge Dabney L. Friedrich on May 8, 2019. (lcldf1) (Entered: 05/08/2019)
05/16/2019	<u>10</u>	NOTICE of Appearance by Kelly Brian McClanahan on behalf of J. Q. DOE (McClanahan, Kelly) (Entered: 05/16/2019)

06/11/2019	<u>11</u>	NOTICE of Appearance by William Mark Nebeker on behalf of ANDREA LYNNE BENOIT, DEFENSE CONTRACT MANAGEMENT AGENCY, DAVID H. LEWIS, UNITED STATES DEPARTMENT OF DEFENSE (Nebeker, William) (Entered: 06/11/2019)
06/11/2019	<u>12</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by ANDREA LYNNE BENOIT, DEFENSE CONTRACT MANAGEMENT AGENCY, DAVID H. LEWIS, PATRICK SHANAHAN, UNITED STATES DEPARTMENT OF DEFENSE (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 06/11/2019)
06/12/2019		MINUTE ORDER granting the defendants' unopposed <u>12</u> Request for Extension of Time. Accordingly, it is ORDERED that the defendants shall file their answer or other response to the plaintiff's complaint on or before July 12, 2019. Future requests for extensions of time must include the number of previous extensions requested and will be granted only in extraordinary circumstances. Signed by Judge Dabney L. Friedrich on June 12, 2019. (lcldf1) (Entered: 06/12/2019)
07/11/2019	<u>13</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by ANDREA LYNNE BENOIT, DEFENSE CONTRACT MANAGEMENT AGENCY, DAVID H. LEWIS, PATRICK SHANAHAN, UNITED STATES DEPARTMENT OF DEFENSE (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 07/11/2019)
07/12/2019		MINUTE ORDER granting in part and denying in part the defendants' unopposed <u>13</u> Request for Extension of Time. Accordingly, it is ORDERED that the defendants shall file their answer or other response to the plaintiff's complaint on or before July 26, 2019. Future requests for time must include the number of previous extensions and will be granted only in extraordinary circumstances. Signed by Judge Dabney L. Friedrich on July 12, 2019. (lcldf1) (Entered: 07/12/2019)
07/25/2019	<u>14</u>	STIPULATION of Dismissal (<i>Partial</i>) by J. Q. DOE. (McClanahan, Kelly) (Entered: 07/25/2019)
07/26/2019	<u>15</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by DEFENSE CONTRACT MANAGEMENT AGENCY, DAVID H. LEWIS, PATRICK SHANAHAN, UNITED STATES DEPARTMENT OF DEFENSE (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 07/26/2019)
08/01/2019		MINUTE ORDER granting in part and denying in part the defendants' <u>15</u> Unopposed Motion for Enlargement of Time. In light of the defendants' motion and the parties' <u>14</u> Stipulation of Dismissal, it is ORDERED that the plaintiff shall file on or before August 8, 2019 any amended complaint. It is further ORDERED that the defendants shall file on or before August 29, 2019 an answer either to the amended complaint, or, if the plaintiffs have not filed an amended complaint, to the original complaint. Signed by Judge Dabney L. Friedrich on August 1, 2019. (lcldf1) (Entered: 08/01/2019)
08/01/2019		Set/Reset Deadlines: Amended Complaint due by 8/8/2019. Answer due by 8/29/2019. (zcal) (Entered: 08/02/2019)
08/29/2019	<u>16</u>	MOTION to Dismiss <i>In Part And</i> , MOTION to Strike <u>1</u> Complaint, by DEFENSE CONTRACT MANAGEMENT AGENCY, DAVID H. LEWIS, PATRICK SHANAHAN, UNITED STATES DEPARTMENT OF DEFENSE (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 08/29/2019)
09/12/2019	<u>17</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>16</u> MOTION to Dismiss <i>In Part And</i> MOTION to Strike <u>1</u> Complaint, by J. Q. DOE (Attachments: # <u>1</u> Text of Proposed Order)(McClanahan, Kelly) (Entered: 09/12/2019)
09/13/2019		MINUTE ORDER granting the plaintiff's <u>17</u> Unopposed Motion for Enlargement of Time to File Opposition to Defendant's Motion to Dismiss In Part and to Strike. The plaintiff shall file any opposition on or before September 27, 2019; the defendant shall file any reply on or before October 4, 2019. So Ordered by Judge Dabney L. Friedrich on September 13, 2019. (lcldf1) (Entered: 09/13/2019)
09/19/2019	<u>18</u>	AMENDED COMPLAINT against UNITED STATES DEPARTMENT OF DEFENSE filed by J. Q. DOE.(McClanahan, Kelly) (Entered: 09/19/2019)

09/30/2019	<u>19</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to J. Q. DOE. Attorney Kelly Brian McClanahan terminated. (McClanahan, Kelly) (Entered: 09/30/2019)
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